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DISPLAY TECHNOLOGIES, LLC
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IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

11 DISPLAY TECHNOLOGIES, LLC,
12 Plaintiff,

13 v.
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JVCKENWOOD USA CORPORATION,
Defendant.

16 Case No.
ORIGINAL COMPLAINT

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1 Plaintiff Display Technologies, LLC (“Plaintiff”) files this Complaint against
2 JVCKenwood USA Corporation (“Defendant”) alleging:
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4 **PARTIES**
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6 1. Plaintiff Display Technologies, LLC is Limited Liability Company organized
7 under the laws of the State of Texas having its principal place of business at 1400 Preston
8 Road, Ste. 400, Plano, Texas 75093.
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10 2. Upon information and belief, Defendant JVCKenwood USA Corporation is a
11 corporation organized and existing under the laws of the State of California with its
12 principal place of business at 2201 E. Dominguez St., Long Beach, California 90810.
13 Defendant may be served through its registered agent for service of process, Corporation
14 Service Company, 251 Little Falls Dr., Wilmington, Delaware 19808.
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17 **JURISDICTION AND VENUE**
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19 3. This is an action for infringement of a United States patent arising under 35
20 U.S.C. §§ 271(a), 281, and 284 - 85. This Court has subject matter jurisdiction over this
21 action under 28 U.S.C. §1331 and §1338(a).
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23 4. Venue is proper in this district under 28 U.S.C. § 1400(b). Upon information
24 and belief, Defendant has transacted business in this district, and has a regular place of
25 business in Long Beach, California.
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1 5. Defendant is subject to this Court's specific and general personal jurisdiction
2 under due process and the California Long Arm Statute because it conducts substantial
3 business in this forum, including: (i) at least a portion of the infringements alleged below;
4 and (ii) regularly doing or soliciting business, engaging in other persistent courses of
5 conduct, and deriving substantial revenue from goods and services provided to individuals
6 in California and in this judicial district.
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10 **COUNT I**

11 **(INFRINGEMENT OF U.S. PATENT NO. 9,300,723)**

13 6. On March 29, 2016, the United States Patent and Trademark Office issued
14 United States Patent No. 9,300,723 (the “’723 Patent”) for an invention titled “Enabling
15 Social Interactive Wireless Communications.” A copy of the ’723 Patent is attached as
16 Exhibit A.
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19 7. Mr. Leigh M. Rothschild is listed as the inventor of the ’723 Patent.

20 8. Plaintiff is the owner by assignment of the ’723 Patent with all rights in and
21 to that patent.
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23 9. Defendant directly or through intermediaries, makes, uses, imports, sells, and
24 offers for sale products and systems (Kenwood DPX792BH and DPX702BH
25 (collectively, the “Accused Instrumentalities”)) that infringe claims 12, 14, 16, 17, and 20
26 of the ’723 Patent.
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1 10. Upon information and belief, Defendant has been and is now infringing
2 claims 12, 14, 16, 17, and 20 of the '723 Patent in the State of California, in this Judicial
3 District, and elsewhere in the United States, by, among other things, directly or through
4 intermediaries, making, using, importing, selling and offering for sale media systems with
5 NFC and Bluetooth, *i.e.*, the Accused Instrumentalities which all operate in substantially
6 the same manner covered by one or more claims of the '723 Patent to the injury of
7 Plaintiff. Defendant is thus infringing the '723 Patent under the doctrine of equivalents.
8 Defendant is therefore liable for infringement of the '723 Patent under 35 U.S.C. §.
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10 271(a).

11 13. Upon information and belief, to the extent any marking was required by 35
12 U.S.C. § 287, predecessors in interest to the '723 Patent complied with such requirements.

13 16. The Accused Instrumentalities infringe claim 12 of the '723 Patent, and
14 includes a wireless receiver (a Bluetooth network adapter); a security measure (security
15 measures such as a Bluetooth PIN); and the media system disposed in an accessible
16 relation to at least one interactive computer network that has a wireless range structured to
17 permit authorized access to at least one interactive computer network (a NFC chip which
18 allows access to the Bluetooth network), the wireless mobile device within said wireless
19 range, in which said wireless mobile device is detectable by said media system (the
20 Accused Instrumentality automatically detects a smartphone with NFC when placed
21 within NFC range of the Accused Instrumentality), at least one digital media file initially
22 disposed on the wireless mobile device (the smartphone includes one or more digital
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1 media files such as music files), said media system being structured to detect said wireless
2 mobile device disposed within said wireless range (the Accused Instrumentality
3 automatically detects the smartphone when placed within NFC range), a communication
4 link structured to dispose said media system and said wireless mobile device in a
5 communicative relation with one another through at least one interactive computer
6 network (the Accused Instrumentality includes a Bluetooth network adapter which places
7 the NFC capable smartphone and the Accused Instrumentality in communication with one
8 another), said communication link being initiated by said media system (it initiates the
9 Bluetooth connection with the NFC capable smartphone), said wireless mobile device and
10 media system being structured to transmit at least one digital media file between said
11 communication link (the Accused Instrumentality includes a Bluetooth adapter which
12 allows for the transmission of files between itself and the wireless mobile device), and
13 said communication link is structured to bypass the security measure of the media system
14 for a limited permissible use of the communication link by the wireless mobile device for
15 only transferring the at least one digital media file to, and displaying the at least one
16 digital media file on, the media system (the Accused Instrumentality bypasses the security
17 measure of the Bluetooth network adapters using the NFC adapter, for the limited purpose
18 of playing one or more digital media files). *See Ex. B, Figs. 1-3.*

25 13. The Accused Instrumentalities infringe claim 14 of the '723 Patent, where
26 the transmission of the at least one digital media file from the wireless mobile device to
27 the media system completely bypasses the security measure (the Wi-Fi security settings
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such as encryption or password requirements are completely bypassed for the purpose of transmitting the digital media file such as a photo). *See Ex. B. Figs, 1-3.*

14. The Accused Instrumentalities infringe claim 16 of the '723 Patent, as it is an audio system. *See Ex. B.* Figs, 1-3.

15. The Accused Instrumentalities infringe claim 17 of the '723 Patent, where the communication link is at least one of a peer-to-peer connection, Bluetooth connection, and a Wi-Fi connection (a Bluetooth connection). *See* Ex. B. Figs, 1-3.

16. The Accused Instrumentalities infringe claim 20 of the '723 Patent, where
the at least one media file is provided by the wireless mobile device (the digital media file
is provided by the NFC smartphone). *See* Ex. B. Figs, 1-3.

17. As a result of the Defendant's infringement of the '723 Patent, Plaintiff has suffered monetary damages in an amount not yet determined and will continue to suffer damages in the future unless Defendant's infringing activities are enjoined by this Court.

18. Unless a permanent injunction is issued enjoining Defendant and its agents, servants, employees, attorneys, representatives, affiliates, and all others acting on their behalf from infringing the '723 Patent. Plaintiff will be irreparably harmed.

PRAYER FOR RELIEF

Plaintiff requests that this Court enter:

¹ A judgment in favor of Plaintiff that Defendant has infringed the '723 Patent.

2. A permanent injunction enjoining Defendant and its officers, directors, agents, servants, affiliates, employees, divisions, branches, subsidiaries, parents, and all others acting in active concert with them from infringement, inducing the infringement of, or contributing to the infringement of the '723 Patent, or such other equitable relief the Court determines is warranted;

3. A judgment and order requiring Defendant pay to Plaintiff its damages, costs, expenses, and prejudgment and post-judgment interest for Defendant's infringement of the '723 Patent as provided under 35 U.S.C. § 284, and an accounting of ongoing post-judgment infringement; and

4. All other relief, at law or equity, to which Plaintiff may show itself to be entitled.

DEMAND FOR JURY TRIAL

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

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1 Dated: August 17, 2018

SPENCER FANE LLP

2 By: /s/ Bart Dalton

3 BART DALTON

4 Attorney for PLAINTIFF

5 DISPLAY TECHNOLOGIES, LLC

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